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Attorney for Defendant

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	2:18-cr-284-JCM-VCF
Plaintiff,)	
)	STIPULATION TO CONTINUE
vs.)	SENTENCING
)	(First Request)
EDWARD SNOECK,)	
)	
Defendant.)	
_____)	

IT IS HEREBY STIPULATED AND AGREED, by and between SUSAN CUSHMAN, Assistant United States Attorney, counsel for Plaintiff, and BENJAMIN DURHAM, counsel for Defendant, that the sentencing currently scheduled for December 5, 2019, be vacated and continued until the week of December 16, 2019, to a date and time convenient to the court.

This Stipulation is entered into for the following reasons:

1. The sentencing in this matter was originally scheduled for December 3, 2019, but due to a scheduling conflict, the sentencing date was moved to December 5, 2019.
2. Defense counsel will be out of the jurisdiction and unavailable on December 5

1 because of a previously scheduled, out-of-state court hearing.

2 3. All parties agree to the continuance.

3 4. The additional time requested herein is not sought for purposes of delay.

4 5. Additionally, denial of this request for continuance could result in a miscarriage
5 of justice.

6 6. This is the first request to continue sentencing filed herein.

7
8
9 DATED this 25th day of November, 2019.

10 BENJAMIN DURHAM LAW FIRM

NICHOLAS TRUTANICH
United States Attorney

11
12 /s/ Benjamin Durham

/s/ Susan Cushman

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14 BENJAMIN DURHAM
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15 601 S Rancho Dr Ste B14
Las Vegas, NV 89106
16 Attorney for Defendant

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18 SUSAN CUSHMAN
Assistant United States Attorney
19 501 Las Vegas Blvd So. #1100
Las Vegas, Nevada 89101
20 Attorney for Plaintiff

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UNITED STATES OF AMERICA,)	
)	2:18-cr-284-JCM-VCF
Plaintiff,)	
)	
vs.)	
)	
EDWARD SNOECK,)	
)	
Defendant.)	
_____)	

FINDINGS OF FACT

Based on the pending stipulation of counsel, and good cause appearing, the Court finds:

1. The sentencing in this matter was originally scheduled for December 3, 2019, but due to a scheduling conflict, the sentencing date was moved to December 5, 2019.
2. Defense counsel will be out of the jurisdiction and unavailable on December 5 because of a previously scheduled, out-of-state court hearing.
3. All parties agree to the continuance.
4. The additional time requested herein is not sought for purposes of delay.
5. Additionally, denial of this request for continuance could result in a miscarriage

1 of justice.

2 6. This is the first request to continue sentencing filed herein.

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4 For all of the above-stated reasons, the ends of justice would best be served by a
5 continuance of the sentencing.


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8 **CONCLUSIONS OF LAW**

9 The ends of justice served by granting said continuance outweigh the best interest of
10 the public, since the failure to grant said continuance would be likely to result in a
11 miscarriage of justice, would deny the parties herein sufficient time and the opportunity
12 within which to be able to effectively and thoroughly prepare for sentencing, taking into
13 account the exercise of due diligence.

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15 **ORDER**

16 IT IS HEREBY ORDERED that the sentencing currently scheduled for December 5,
17 2019 be continued to **December 17** _____, 2019, at the hour of **10:00 A.M.**

18
19
20 DATED November 25, 2019.

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22 
23 _____
24 UNITED STATES DISTRICT JUDGE
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